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7 Attorney for William Jay Shearer

8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 WILLIAM JAY SHEARER,

15 Defendant.  
16

Case No. 2:22-mj-00487-EJY

**STIPULATION TO CLOSE CASE**

17 IT IS HEREBY STIPULATED AND AGREED by and between Jason M. Frierson,  
18 United States Attorney, and Imani Dixon, Assistant United States Attorney, counsel for the  
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Aden Kebede,  
20 Assistant Federal Public Defender, that Defendant shall be allowed to withdraw his guilty plea  
21 to Count One of the Complaint—Operating a Motor Vehicle while Under the Influence of  
22 Alcohol, a violation of 36 C.F.R. § 4.23(a)(1), a Class B misdemeanor. The Government further  
23 agrees to amend Count One to a charge of Reckless Driving, a violation of 36 CFR § 4.2 and  
24 N.R.S. 484B.653. Defendant's guilty plea shall be entered to the amended charge of Reckless  
25 Driving, a violation of 36 CFR § 4.2 and N.R.S. 484B.653, with both parties agreeing the  
26 original sentence should stand, and the case should be closed.

1 This Stipulation is entered into for the following reasons:

2 1. On December 14, 2022, Defendant entered a plea of guilty plea to Count One of  
3 the Complaint—Operating a Motor Vehicle while Under the Influence of Alcohol, a violation  
4 of 36 C.F.R. § 4.23(a)(1), a Class B misdemeanor. *See*, ECF No. 12.

5 2. Following the parties' recommendations, Defendant was sentenced by this  
6 Honorable Court to unsupervised probation for a period of one year with special conditions, to  
7 include that:

- 8
- 9 a. The Defendant pay a \$250 fine and a mandatory \$10 penalty assessment;
  - 10 b. The Defendant attend and complete the Lower Court Counseling's (1) DUI
  - 11 course and (2) Victim Impact Panel;
  - 12 c. The Defendant successfully complete an eight (8) hour alcohol awareness
  - 13 course.
  - 14 d. The Defendant not return to Lake Mead National Recreation Area for a period
  - 15 of six months;
  - 16 e. The Defendant not violate any local, state, or federal laws. *See*, ECF No. 11.

17 3. The plea agreement further stipulated that should the Defendant successfully  
18 complete the foregoing conditions within the first six months of his unsupervised probation,  
19 and has not violated any local, state, or federal laws during the first six months of his  
20 unsupervised probation, Defendant shall be allowed to withdraw his guilty plea to Count One  
21 of the Complaint—Operating a Motor Vehicle while Under the Influence of Alcohol, a violation  
22 of 36 C.F.R. § 4.23(a)(1), a Class B misdemeanor. The Government agreed to amend Count  
23 One to a charge of Reckless Driving, a violation of 36 CFR § 4.2 and N.R.S.  
24  
25  
26

1 484B.653. Defendant shall be permitted to enter a plea of guilty to the amend Count One charge  
2 of Reckless Driving, a violation of 36 CFR § 4.2 and N.R.S. 484B.653 with both parties  
3 recommending the original sentence be imposed as to the amended charge and the case  
4 closed.  
5

6 4. The Defendant has completed all of his requirements within six months (*See*,  
7 Ex. A attached hereto).

8 5. The Defendant has not violated any local, state, or federal laws during the first  
9 six months of his unsupervised probation.  
10

11 DATED this 24th day of August, 2023.

12 RENE L. VALLADARES  
13 Federal Public Defender

JASON FRIERSON  
United States Attorney

14 By /s/ Aden Kebede  
15 ADEN KEBEDE  
16 Assistant Federal Public Defender

By /s/ Imani Dixon  
IMANI DIXON  
Assistant United States Attorney

17  
18 IT IS SO ORDERED.  
19

20   
21 UNITED STATES MAGISTRATE JUDGE  
22

23 Dated: August 24, 2023  
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25  
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